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OGC 63-3083(a)

OGC REVIEW
COMPLETED

MEMORANDUM FOR: Executive Officer, DD/S&T

SUBJECT: Services of a Research Engineer

25X1A 1. Our advice has been requested as to whether or not the Agency may, in keeping with the prohibitions against conflicts of interest, contract with the [] Corporation for the services of one of their engineers. We believe this may be done.

25X1A 2. As we understand the proposal, [] would, for the consideration to be specified in the contract, undertake to furnish a designated engineer to perform specifically described services involving system analysis and research on a full-time basis for DD/S&T. We understand also that in addition to having responsibility for contract performance, [] would have full responsibility for the payment of the engineer's salary and other emoluments as may be due under their employment agreement. We understand further that the individual would not have supervisory responsibility over Agency personnel and that his duties would be such that performance could not influence Agency procurement policy.

25X1A 3. Whether the situation outlined can be considered as giving rise to a conflict of interest depends, in part, on whether the engineer would be a Government employee, special or full time. We believe that, since the individual must be understood to be performing services for his corporate employer, he would not have that status. Of course, we assume that extreme care will be taken to insure that the contractor does not, as a consequence of this arrangement obtain an unfair competitive advantage over other contractors--present or potential.

25X1A

Assistant General Counsel

25X1A OGC: []
25X1A O&I - Addressee
1 - Subj - Pers. 12
1 - [] Signer
1 - Cheno

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